IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

FRIDAY, THE 29TH JUNE 2007 / 8TH ASHADHA 1929

Bail Appl..No. 3922 of 2007(A)

(CRIME NO. 190/2007 of PATTAMBI POLICE STATION)

PETITIONER: ACCUSED:

SUDHEESH @ MANU, AGED 31 YEARS,
S/O.T.K.RAJAN, THEMBATTY HOUSE, WEST YAKKARA,
PALAKKAD TALUK AND DISTRICT.

BY ADV. SRI.C.C.THOMAS

RESPONDENTS: COMPLAINANT:

STATE OF KERALA REPRESENTED BY SUB
INSPECTOR OF POLICE, PATTAMBI POLICE STATION,
PALAKKAD DISTRICT, REPRESENTED BY PUBLIC
PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM.

BY ADV. SRI. S.U. NAZER, PUBLIC PROSECUTOR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 29/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.No.3922 of 2007

Dated this the 29th day of June, 2007

ORDER

Application for regular bail. The petitioner faces allegations under Section 306 I.P.C. The crime when it was registered originally was under the caption "unnatural death" under Section 174 Cr.P.C. In the course of investigation, allegation under Section 306 I.P.C has been included. The deceased, a woman, was working as an employee in a beauty parlour. She committed suicide. She did not leave behind any suicide note. In the course of investigation, the police have come to the conclusion that she was a gilted lover and the petitioner was such a lover, who allegedly had pretended to be in love with her and had induced her to have sexual intercourse with him. The petitioner was arrested on 13.06.2007. He continues in custody from that date.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not seriously oppose the said prayer and I am satisfied that the petitioner can now be enlarged on bail subject to appropriate terms and conditions. In coming to this conclusion, I take note of the submission of the learned Public Prosecutor that there is nothing specific to indicate that the petitioner had wanted to persuade the deceased to commit suicide or had any specific knowledge of such possibility of suicide by the deceased.

3. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall execute a bond for Rs.50,000/- (Rupees Fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

ii) The petitioner shall make himself available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of three months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

rtr/-